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## STATE OF ILLINOIS ILLINOIS COMMERCE COMMISSION

THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS, for and in behalf of the People of the State of Illinois,	)		TATION DIV.	37
Petitioner, vs.	) ) )	No. 01-T-01-0037		
UNION PACIFIC RAILROAD COMPANY,	)		·	
Respondent.	)			

(Parcels 407H207PE and 407H207TE)

## **MOTION TO DISMISS**

NOW COMES THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS, Petitioner, by JAMES E. RYAN, ATTORNEY GENERAL and STANLEY L. MORRIS, Special Assistant Attorney General, and does hereby move to dismiss the above styled docket.

THE DEPARTMENT OF TRANSPORTATION, STATE OF ILLINOIS, Petitioner

JAMES E. RYAN, ATTORNEY GENERAL

Stanley L. Morris

Special Assistant Attorney General

Stanley L. Morris Special Assistant Attorney General 205 South Fifth Street, Suite 900 Springfield, Illinois 62705-0255 Telephone: (217) 753-1133

DOCKETED

## **PROOF OF SERVICE**

The undersigned certifies that on September 26, 2001, a copy of the foregoing document was hand delivered to:

Sander Mencel

Mr. Bob Barry Illinois Commerce Commission 527 East Capitol Avenue Springfield, IL 62701

Mr. Dean Jackson 522 East Monroe Street, Suite 306 Springfield, Illinois 62701

Joseph O'Brien, Hearing Examiner Review and Examination Program Illinois Commerce Commission 527 East Capitol Avenue Springfield, IL 62701